

In the Court of Appeals of the State of Alaska

Gabriel Serradell,
Appellant,

v.

State of Alaska,
Appellee.

Court of Appeals No. **A-12536**

Order

Regarding Conflict of Interest

Date of Order: **9/10/2019**

Trial Court Case No. **4BE-09-00248CI**

Before: Allard, Chief Judge, Wollenberg, and Harbison,
Judges

We previously issued an order to show cause in this post-conviction relief case because we were concerned about a possible conflict of interest. In response to our order to show cause, Mr. Weiner filed a pleading asserting that he did not believe that his firm had a conflict of interest. Mr. Weiner based this assertion on the fact that (1) Mr. Allen did not have a close affiliation with Gazewood and Weiner and instead had an “arms-length” contractual relationship; and (2) this contractual relationship had ended by the time Mr. Weiner was appointed to represent the defendant on appeal. Because the briefing in this case is already complete and because there is some authority for the proposition that a conflict does not exist under these circumstances,¹ we conclude that no further action is required at this point in time.

Entered at the direction of the Court.

¹ See, e.g., *People v. Bolden*, 289 A.D.2d 607, 609 (NY App. 2001).

Serradell v State - p. 2
File No. A-12536
September 10, 2019

Clerk of the Appellate Courts

A handwritten signature in dark ink, appearing to read "K. Roberts", is positioned above a horizontal line.

Kyle Roberts, Deputy Clerk

cc: Court of Appeals Judges
Central Staff

Distribution:

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